

ORIGINAL
DAY OF OCT 25 2021
DOMA SQUALITY
Clark of Superior Court
SA - P. BOHNS

Michael Willis Chase, Pro Se
P.O. Box 4461,
Sedona, Arizona 86340
Email: aloha777sedona@gmail.com
Phone: (928) 399-9688

Steven Lee McMillan, sui juris
Counsel of Choice Assisting
Michael Willis Chase
2675 W. State Route 89A #1111
Sedona, Arizona 86336
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Phone: (520) 921-9146

RECEIVED

OCT 25 2021

YAVAPAI COUNTY ATTORNEY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA

PLAINTIFF

VS.

Michael Willis Chase of the Chase
Family, Principle Creditor For
MICHAEL WILLIS CHASE™

ACCUSED

CASE NO. V1300CR201980661

DECLARED WITNESSED
TESTIMONY

BRIEF IN SUPPORT OF NOTICE
AND COMMAND FOR COURT
ORDER REGARDING DEMAND
FOR EXECUTIVE PUBLIC
PROSECUTORS.

DEMAND FOR PUBLIC
PROSECUTORS OR IN THE
ALTERNATIVE TO DISMISS.

October 25, 2021.

Michael Willis Chase's
"Declared Witnessed Testimony", "Brief in Support of Notice And Command For
Court Order Regarding Demand For Executive Public Prosecutors", and
"Demand For Public Prosecutors Or In The Alternative To Dismiss."
To Attorney Judge JOHN NAPPER By Asseveration.

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The
Alternative To Dismiss."

¶1. Regarding: Declarant Michael Willis Chase (hereinafter Declarant) “**DECLARED WITNESSED TESTIMONY**”, “**BRIEF IN SUPPORT OF NOTICE AND COMMAND FOR COURT ORDER REGARDING DEMAND FOR EXECUTIVE PUBLIC PROSECUTORS**”, and “**DEMAND FOR PUBLIC PROSECUTORS OR IN THE ALTERNATIVE TO DISMISS.**”

¶2. Petitioner commands YOU to stop YOUR conduct found illegal and take immediate affirmative action designed to amend and remedy YOUR criminal practices; Petitioner commands apply to the de facto “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, and the “**STATE OF ARIZONA™**” (spelled in all uppercase letters, *alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) who are liable to judgment in a given action for: 1.) Bad Faith, 2.) Breach of Contract, 3.) Conversion based on economic loss alleging theories of breach of contract, 4.) Conspiracy, 5.) Extortion, 6.) Embezzlement, 7.) Unfairness, 8.) Collusion, 9.) Theft, 10.) Sedition, 11.) Overthrow, and 12.) Fraud. [*alias dictus: Latin meaning: also known as*].

Notice

¶3. *Notice Is Hereby Given* that I, Michael Willis Chase, The Accused has undergone a *religious conversion*, I do not take oaths or affirmations. The scripture says: **Psalm 116:11 “I said in my haste, All men are liars”** and **Romans 3:4 “God forbid: yea, let God be true, but every man a liar; as it is written, That thou mightest be justified in thy sayings, and mightest overcome when thou art judged..”** [Read: *Gordon verses STATE OF IDAHO 778 F.2d 1397 (1985), -US Ninth Circuit Judge Harry Pregerson.*]

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 ***“I'm simply saying that since we've all lied in the past and we've lied***
2 ***once or twice today and we're going to lie in the future, why kid***
3 ***ourselves by saying we tell the truth when in fact we do not. It's my***
4 ***position I would be guilty of perjury the moment I said `Do you***
5 ***swear to tell the truth, the whole truth and nothing but the truth so***
6 ***help you God' and I say `I do' I'm committing a lie.”***
7 ***-George Gordon***

8 ¶4. *Notice Is Hereby Given* that the “**DECLARED WITNESSED TESTIMONY**”,
9 “**BRIEF IN SUPPORT OF NOTICE AND COMMAND FOR COURT ORDER**
10 **REGARDING DEMAND FOR EXECUTIVE PUBLIC PROSECUTORS**”, and
11 “**DEMAND FOR PUBLIC PROSECUTORS OR IN THE ALTERNATIVE TO**
12 **DISMISS**” is declared witnessed solemn testimony of Michael Willis Chase by
13 asseveration. Asseveration being the proof which Michael Willis Chase gives of the
14 truth of what he says, by appealing to his conscience as a witness. It differs from an
15 oath in this, that by the oath one appeals to YAHWEH as a witness of the truth of what
16 he says, and invokes YAHWEH as the avenger of falsehood and perfidy (treachery or
17 deceit), to punish him if he speak not the truth. This is commonly known as an “***oath***
18 ***of purgation***” that was used in the *dark ages* to *slaughter* Pagans.

19 ¶5. *Notice Is Hereby Given* that this Notice & Command is declared witnessed solemn
20 testimony of Michael Willis Chase by asseveration. Know all these presents that
21 Declarant, Michael Willis Chase does state the following:

- 22 1. **THAT** Michael Willis Chase has personal knowledge of the facts stated
23 herein.
- 24 2. **THAT** Michael Willis Chase is competent to state to the matters set forth
25 herein.
- 26 3. **THAT** all the **FACTS** stated herein are correct and certain to the best of
27 Michael Willis Chase’s knowledge, are admissible as evidence, and if called
28 upon as a witnesses, Michael Willis Chase will testify to their veracity.

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

4. **THAT** Michael Willis Chase states the following facts;

Constitution of “The State of Arizona” – 1912.

ARTICLE VI. JUDICIAL DEPARTMENT.

¶6. “§25. Style of process; conduct of prosecutions in name of state. Section 25.

The style of process shall be **The State of Arizona**, and prosecutions shall be **conducted** in the **name** of the State and by its authority.” unquote.

Introduction.

¶7. The style of process is its name: The style of process is the formal title of the proceedings in a court of law. The style of process is synonymous with sentence structure. The style of process does **NOT** involve choices among options. The style of process **MUST** have a rational, conscious purpose. Therefore, the style of process matters, it **CANNOT** be ignored even if someone wanted to. Could anyone change the style of process and leave the substance unaffected? Quite the contrary, properly understood, *the style of process is embedded in the document. “Style” is unavoidable. The “Style” goes directly to the writer’s credibility. Goes directly to the connection between the writer and the reader (the damaged party, the judge, and the court, etc.) The “Style” necessarily reveals a professional persona. The “Style” reveals the character of the writer, which emerges not by accident, it reveals and signals to the court about the writer. The “Style” reveals organizational choices, authorities or lack of authority. The “Style” reveals the character from the syntax: the words chosen and the structure of the “Style” in which they are placed. The style of process is a writing, which reveals the character, once we know the character the jurisdiction.* Just because the prosecutor wears a “bow-tie,” “three-piece suit,” “watch chain” with “Phi Beta Kappa” key hanging from it, and the like, does not determine the “**Style**”. The style of

Michael Willis Chase’s “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

the *process* of “Style” is very formal; the characters that emerges from it may seem old-fashioned to some. Sentence structure and word choice in the “Style” are a matter of **formal diction**, with very **plain sentence structure** with no internal punctuation, and equally plain words. The style of process “Style” ***DOES NOT*** allow for a difference in formality, which has the legal substance, that suits someone’s persona.

¶8. The diction quote, “**The State of Arizona**”, and prosecutions shall be ***conducted*** in the ***name*** of the State and by its authority.”

¶9. Why the disconnect by an attorney's quote, “STATE OF ARIZONA™” (*spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number **072459266**), and prosecutions shall be ***conducted*** in the ***name*** of the “STATE OF ARIZONA™” (*spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number **072459266**) and by its authority.

¶10. *Are the prosecutors just operating on automatic pilot without much thought to the character they are portraying in their prose?*

¶11. The differences have more to do with formality, however. **The “Style” affects the relationship between the writer (the prosecutor) and the reader (who is the accused).**

¶12. Does the “Style” affect the relationship between a damaged party and the accused? *Does it distant and impersonal, or direct and, so to speak, “**FACT-to-face**”. Is the writer (prosecutor) elevated above the reader (the accused), or on the same level? On a level playing field?* “§25. **Style of process; conduct of prosecutions in name of state. Section 25.** The style of process shall be The State of Arizona, and prosecutions shall be conducted in the name of the State and by its authority.”

¶14. William N. Lundy VERDE VALLEY JUSTICE COURT (spelled in all upper case letters) Judge sets excessive bail at \$500,000 cash only. Michael Willis Chase is held in jail for ten months in maximum security. Defendant was allowed outside of the isolation cell approximately six times.

Defendant Name: MICHAEL WILLIS CHASE		FELONY RELEASE CONDITIONS and RELEASE ORDER
Address: 79 S CANYON DIABLO RD 1		
SEDONA, AZ 86351		
Email:	TIME: 11:00 am	
Phone: 928-550-3386	<input type="checkbox"/> Interpreter - Language:	DR/Bkng No: 19-040771/19-08228

- ☐ PRESCOTT JUSTICE COURT - 120 S. Cortez Street, Room 103, Prescott, AZ 86303 - (928-771-3300)
☒ VERDE VALLEY JUSTICE COURT - 10 S. 6th Street, Cottonwood, AZ 86326 - (928-639-5820)
☐ MAYER JUSTICE COURT - 12640 Central Avenue (P. O. Box 245), Mayer, AZ 86333 - (928-632-7342)
☐ SELIGMAN JUSTICE COURT - 54150 Floyd St. (P. O. Box 56), Seligman, AZ 86337 - (928-422-3281)
☐ BAGDAD-YARNELL JUSTICE COURT - 22591 Looka Way (P. O. Box 65), Yarnell, AZ 85362 - (928-427-3318)

CHARGES: ARS § 13-1602A1 - Criminal Damage, 13-2308.02 - Make Terror Threat/Fake Report of Terrorism, 13-3110A - Misconduct Involving Simulated Explosive Device, 13-2907A3 - False Reporting - Prevent Occupancy of Building

- ☒ Defendant has been advised of the charges and the right to silence, counsel, trial, and preliminary hearing.
☒ Public Defender ☒ Appointed ☐ Denied ☐ Financial Statement needed ☐ Declined ☐ Undecided
If Public Defender appointed, Defendant shall pay \$25 fee and may be ordered to repay county for cost of his/her legal services.
Yavapai County Public Defender: Prescott: 928-771-3588 Verde: 928-567-7758

THE DEFENDANT IS ORDERED TO COMPLY WITH THE FOLLOWING CONDITIONS OF RELEASE:

- ☒ Appear for ☐ EARLY DISPOSITION COURT
☐ BAIL ELIGIBILITY HEARING on: _____
Appear at 8:00 a.m. if in custody or 1:00 p.m. if out of custody at the following location:
☐ Yavapai County Courthouse - Prescott 120 South Cortez Street, Prescott, Arizona 86301
☐ Yavapai County Courthouse - Camp Verde 2840 N. Commonwealth Drive, Camp Verde, Arizona 86322
☒ Appear for a PRELIMINARY HEARING at the court indicated above on: (Date) Monday December 2, 2019 at 4:00 p.m.
☒ Obey all orders of the Court; Do not commit any crimes; Notify the Court immediately if your address changes. Do not leave the State of Arizona without permission of the Court. If applicable, diligently prosecute appeal following judgment and sentence.
☒ Do not contact the alleged victim(s) in any manner. Chase Bank - VOC
☒ Do not go near the location of the alleged offense. You may return one time with a police officer as civil standby to obtain belongings.
☒ Remain in contact with your attorney (Public Defender or privately-retained attorney).
☒ Do not possess or consume any alcohol or drugs without a valid prescription.
☐ Do not possess any firearm.
☐ DNA Test per A.R.S. §13-610L. Report within 5 days to Yavapai County Sheriff's Office to submit sample for DNA testing.
☐ Fingerprint Order per A.R.S. §41-1750(U). Report within 20 days to Yavapai County Sheriff's Office for Ten-Print fingerprinting.
☐ Other: _____

RELEASE TYPE:

- ☐ Own Recognizance (O.R.) - Defendant is released on his or her promise to appear in Court as required.
☒ Appearance Bond - Defendant shall post bond in the amount of \$500,000 ☐ Secured Appearance Bond ☒ Cash Only
☐ No Bail - Hold Defendant without bail per Rule 4.2 (a)(8), A.R.Cr.P.
☐ Pretrial Services - Defendant shall be released to Yavapai County Pretrial Services. If Defendant violates a term of supervision, Defendant may be returned to custody, subject to release on bond.
☐ Third Party Release - Defendant shall be placed in the custody of _____
Address and phone: _____
who agrees to supervise Defendant according to the conditions of this Order; to use every effort to assure that Defendant appears at all hearings before the Court; and to notify the Court immediately if Defendant violates any condition of release, or if Defendant flees.
Custodian Signature: _____

If the County Attorney notifies the Jail that no felony charges are being filed, then Defendant may be released on this case only.

DEFENDANT TO READ AND SIGN: I promise to comply with my release conditions. I understand I have the right to be present at my trial and other proceedings in my case, and if I fail to appear the trial or proceedings will be held without me and any bond posted may be forfeited. If convicted, I understand I will be required to appear for sentencing. If I fail to appear, I may lose my right to a direct appeal. If I violate any condition of this Order, I understand my release can be revoked and a warrant may be issued for my arrest.

Date November 22, 2019

Defendant

Judge

CC: ☐ Delinquent ☐ CCA ☐ Victim Services ☐ Victim ☐ Jail ☐ Local Police ☐ EDC Date _____ By _____ Release Order: FELONY 4-12-18 Yavapai County

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

¶15. Stephanie Sankey Attorney YAVAPAI COUNTY ATTORNEY'S OFFICE Attorney for
STATE OF ARIZONA (spelled in all upper case letters) files complaint on information in the
VERDE VALLEY JUSTICE COURT OF THE STATE OF ARIZONA against accused
Michael Willis Chase in violation of the Constitution at "§25. Style of process; conduct of
prosecutions in name of state. Section 25. The style of process shall be The State of
Arizona, and prosecutions shall be conducted in the name of the State and by its authority."

YAVAPAI COUNTY ATTORNEY'S OFFICE
Firm No. 00048700
Stephanie Sankey, SBN 027626
Deputy County Attorney
255 East Gurley Street
Prescott, AZ 86301
(928) 777-7355
ycao@yavapai.us

FILED
NOV 25 2019
VERDE VALLEY
JUSTICE COURT

Attorneys for STATE OF ARIZONA

IN THE VERDE VALLEY JUSTICE COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

vs.

MICHAEL WILLIS CHASE,

Defendant.

NO. CF2019 000598

COMPLAINT

FELONY AND MISDEMEANOR

V1300CR 201980661

The Complainant, **Stephanie Sankey**, complains on information and belief against
Michael Willis Chase, charging that in Verde Valley Precinct, Yavapai County, Arizona:

RESPECTFULLY SUBMITTED this 25th day of November, 2019.

By:

11/25/2019 04:38:54 pm

Stephanie Sankey
Deputy County Attorney

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The
Alternative To Dismiss."

¶16. Why the disconnect by Deputy County Attorney Stephanie Sankey quote, "STATE OF ARIZONA™" (spelled in all uppercase letters, *alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266), and prosecutions, including indictments, shall NOT be conducted in the name of the "STATE OF ARIZONA™" (spelled in all uppercase letters, *alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) and by its authority.

5 FILED 9 P.M.
O'Clock

NOV 27 2019

DONNA McQUALITY, Clerk
By: R. Burns

YAVAPAI COUNTY ATTORNEY'S OFFICE

Firm No. 00048700

Stephanie Sankey, SBN 027626

Deputy County Attorney

255 East Gurley Street

Prescott, AZ 86301

(928) 777-7355

ycao@yavapai.us

Attorneys for STATE OF ARIZONA

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

vs.

MICHAEL WILLIS CHASE,

Defendant.

INDICTMENT

Grand Jury No. 216-GJ-182014

NO. V1300CR20198 0661

DIVISION 7

The Grand Jurors of Yavapai County, Arizona, accuse MICHAEL WILLIS CHASE,
charging that in Verde Valley Precinct, Yavapai County, State of Arizona:

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

1 **YOU ARE HEREBY NOTIFIED** to appear to answer the Indictment before The
2 Honorable Michael R. Bluff of the Superior Court of Yavapai County, Arizona,
3 in Division 7 in the Courthouse Building, 1st floor
4 Prescott/Camp Verde, Arizona, on, December 2, 2019, at the hour
5 of 9:00 Am.

6
7 **FAILURE TO APPEAR WITHOUT GOOD CAUSE WILL PLACE YOU IN**
8 **CONTEMPT OF COURT, AND A WARRANT WILL BE ISSUED FOR YOUR**
9 **ARREST.**

10 GIVEN UNDER MY HAND this 27th day of November, 2019.

11 Donna McQuality, Clerk
12 Yavapai County Superior Court

13 By [Signature]
14 Deputy Clerk

15
16 ¶17. The de facto "COUNTY OF YAVAPAI™" (spelled in all uppercase letters,
17 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Deputy
18 County Attorney Stephanie Sankey has NO standing as a member of the de jure
19 Executive Branch of government. *She is, in fact, simply an official of a quasi*
20 *governmental municipal corporation acting on behalf of the foreign corporation the*
21 de facto "STATE OF ARIZONA™" (spelled in all uppercase letters, *alias dictus*
22 STATE OF ARIZONA: D-U-N-S number 072459266), *which is a private law action,*
23 *NOT the de jure "The State of Arizona" (spelled in upper and lowercase letters).*
24 *The Grand Jury Indictment, Grand Jury No. 216-GJ-182014, is void in initio for*
25 *fraud. From the first act; from the inception this case has had NO legal validity.*
26 *Everyone involved in this case is a trespasser who have abused his or her authority.*

27
28 Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The
Alternative To Dismiss."

¶18. The diction quote, "The State of Arizona", and prosecutions shall be conducted in the name of the State and by its authority. "§25. Style of process; conduct of prosecutions in name of state. Section 25. No one has an authority in fact, to abuse such authority. Arraignment is void for fraud.

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA IN AND FOR THE COUNTY OF YAVAPAI			
STATE OF ARIZONA) P1300CR	Date: <u>DEC-9-2019</u>	FILED Date: <u>DEC-9-2019</u> By: <u>Donna McQuality, Clerk</u> C. PAGE Deputy
) V1300CR <u>2019 80661</u>		
vs) Div. <u>7</u> Date <u>DEC-9-2019</u>		
<u>Michael Willis Chase</u>) Hon. <u>Michael R. Bluff</u>		
) TIME SET FOR <u>Arraignment</u>		
	[MINUTE ENTRY] [HEARING] [MINUTE ENTRY] [SENTENCING or DISPOSITION CONTINUED] START TIME: <u>10:23 a.m.</u> END TIME: <u>10:26 a.m.</u>		
Defendant [D-1]			
County Attorney / Attorney General is present by <u>George Rodriguez</u>	Victim case: <input checked="" type="checkbox"/> yes <input type="checkbox"/> no		
<input checked="" type="checkbox"/> Defendant is present <input checked="" type="checkbox"/> in custody; represented by Counsel <u>Ruth Szanto</u>			
<input type="checkbox"/> IT IS ORDERED a Warrant be issued, bond set in the amount of \$ _____ [AE]			
Bond to be forfeited; <input type="checkbox"/> NONE <input type="checkbox"/> CASH (Set hearing) <input type="checkbox"/> SURETY (Set hearing)			
<input type="checkbox"/> IT IS ORDERED a Summons be re-issued, to the following address, ordering Defendant to appear for			
(Address)	(City)	(State)	
<input type="checkbox"/> The State is directed to provide an updated address to the Clerk's Office for service of Summons.			
IT IS ORDERED <input checked="" type="checkbox"/> setting <input type="checkbox"/> continuing:			
ARRAIGNMENT	20	at	m in Div. _____ [AE /AE]
CASE MGMT CONF	20	at	m in Div. _____ [AE /AE]
CHANGE OF PLEA HRG	20	at	m in Div. _____ [AE /AE]
PRETRIAL CONF	20	at	m in Div. _____ [AE /AE]
FORFEITURE HRG	20	at	m in Div. _____ [AE]
Parties and Surety required to show cause why the bond should not be forfeited.			
PRESENTENCE HRG	20	at	m in Div. _____ [AE]
SENTENCING	20	at	m in Div. _____ [AE]
PREDISPOSITION HRG	20	at	m in Div. _____ [AE /AE]
DISPOSITION	20	at	m in Div. _____ [AE /AE]
<u>Status Conference/Rule 11 Jan 6</u>	<u>2020</u>	<u>at 9:00 a</u>	<u>m in Div. 7</u> [AE /AE] ✓
<input type="checkbox"/> DEFENDANT MUST BE PRESENT or a warrant may issue.			
Time is/ will be <input checked="" type="checkbox"/> excluded <input type="checkbox"/> non-excluded <input type="checkbox"/> pursuant to Rule 8 <input checked="" type="checkbox"/> pursuant to Rule 11 <input type="checkbox"/> waiver by Defendant			
<input type="checkbox"/> Defendant waives Rule 15.8. <input type="checkbox"/> Rule 15.8 does not apply.			
<input type="checkbox"/> IT IS ORDERED confirming existing conditions of release.			
<input type="checkbox"/> IT IS ORDERED modifying release conditions: [AE]			
<u>Defence Counsel requests Rule 11 evaluation. IT IS ORDERED Arraignment is postponed. Rule 11 evaluation will be initiated by separate order of the Court.</u>			
<input checked="" type="checkbox"/> County Atty (e) <input type="checkbox"/> AG (e)	<input type="checkbox"/> Def/Atty.	<input checked="" type="checkbox"/> APD (e)	Court Clerk <u>C. PAGE</u>
<input checked="" type="checkbox"/> Victim Services (e)	<input checked="" type="checkbox"/> YCSO: Detention Records (e)		Court Reporter <u>Debra Upham</u>
<input checked="" type="checkbox"/> APD (e)	<input type="checkbox"/> YCSO: Transport (cert)		Interpreter _____
<input checked="" type="checkbox"/> Div. (e) <input type="checkbox"/> w/ file	<input type="checkbox"/> PT Services (e)		
<input type="checkbox"/> CT Admin - INT (e)	<input type="checkbox"/> Bond Agent (warr issued)		
<input type="checkbox"/> Financial Services (e)			
<input type="checkbox"/> Other	TOTAL <u>0</u>		
Notice of Exhibit Deadline provided			
TIME SET FOR Rev. 10/01/2014			

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

¶19. COMES NOW Declarant, **protesting** specifically and not generally, and gives Notice to **the SUPERIOR COURT** and **the de facto** “COUNTY OF YAVAPAI™” Attorney (both spelled in all uppercase letters). **The de facto** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). Declarant has never signed an instrument(s) making Declarant a party to a contract in the state of the forum ¹ of the foreign **corporate de facto** “STATE OF ARIZONA™” (*spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) nor to the agent(s) of the king nor **the de facto** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). Declarant has never knowingly **conferring** power to any Attorney to function because of **FRAUD**, which **VOIDS** all previous pleadings by any Attorney including Attorney **SHELIA POLK** as well as assistant Deputy Attorneys; **KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ in this case.**

¶20. In 1748, Baron de la Brede Charles Louis de Second at Montesquieu published his *magnum opus* “L'Esprit des Lois” which contained the **original** explanation of “The Doctrine of the Separation of Powers”. Here Montesquieu, a resident of France near Bordeaux, explained his idea of the ideal Constitution, from the point of view of political liberty, as that where the Legislature, the Executive, and the Judiciary are mutually independent of one another.

¹ **State of the Forum.** The “state of the forum” is the corporate state and **NOT** the geographical state on the map. The forum is the corporate contract or agreement.

Declarant is NOT in the “state of the forum”. Declarant is **NOT** in any corporate State of the Union, not in the “STATE OF ARIZONA” residing in the corporate structure and a resident. Declarant is **NOT** resident to that corporate forum (the “STATE OF ARIZONA”) according to the definition of the term “Forum” in Black's Law Dictionary 6th edition.

Forum contractus. The forum of the contract; the court of the place where the contract is made; the place where a contract [application] is made, considered as a place of jurisdiction. **Blacks Law Dictionary, 6th edition.**

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

¶21. The Fathers of our Constitution adopted the theory of Montesquieu (or what they perceived to be his theory) completely. Hamilton stated in Number 47 of the Federalist Papers:

Quote, "**THE ACCUMULATION OF ALL POWERS, LEGISLATIVE, EXECUTIVE AND JUDICIARY, IN THE SAME HANDS**, whether of one, a few, or many, and whether hereditary, self-appointed, or elected, may justly be pronounced **THE VERY DEFINITION OF TYRANNY**," unquote.

¶22. Such strong feelings on the part of our Founding Fathers resulted in the following imperatives in "**We The People's**" Constitution for the United States:

"**Article I, Section 1.** All legislative powers herein granted shall be vested in a Congress of the United States of America."

"**Article II, Section 1.** The executive Power shall be vested in a President of the United States of America."

"**Article III, Section 1.** The judicial Power of the United States shall be vested in one supreme Court, and such inferior Courts as the Congress may from time to time ordain and establish."

¶23. These grants of power clearly and unequivocally ordain that the powers granted are to be divided into three departments and that *no one department shall exercise the powers of any of the others*.

¶24. The *Founding Fathers* of the *de jure* Arizona Constitution followed the lead of the Federal Constitution when they wrote the **Constitution for "The State of Arizona"** (spelled in upper and lowercase letters). The *de jure Arizona Constitution* contains the following provisions:

"ARTICLE III. DISTRIBUTION OF POWERS. Distribution of Powers. The powers of the government of the state of Arizona shall be divided into three separate departments, the legislative, the executive, and the judicial; and, except as provided in this constitution, such departments shall be

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

1 separate and distinct, and *no one of such departments shall exercise the*
2 *powers properly belonging to either of the others*".

3 "ARTICLE IV. LEGISLATIVE DEPARTMENT. PART 1.
4 INITIATIVE AND REFERENDUM. §1. Legislative authority; initiative
5 and referendum. Section 1. (1) Senate; house of representatives; reservation
6 of power to people. The legislative authority of the state shall be vested in
7 the legislature, consisting of a senate and a house of representatives, *but the*
8 *people ["We The People"] reserve the power to propose laws and*
9 *amendments to the constitution and to enact or reject such laws and*
10 *amendments at the polls, independently of the legislature*; and they also
11 reserve, for use at their own option, the power to approve or reject at the
12 polls any act, or item, section, or part of any act, of the legislature."

13 "ARTICLE V. EXECUTIVE DEPARTMENT. §1. Executive
14 department; state officers; terms; election; residence and office at seat of
15 government; duties (Version amended by 1992 Proposition 100) Section 1.
16 A. The executive department shall consist of the governor, secretary of
17 state, state treasurer, attorney general, and superintendent of public
18 instruction, each of whom shall hold office for four years beginning on the
19 first Monday of January, 1971 next after the regular general election in
20 1970."

21 "ARTICLE VI. JUDICIAL DEPARTMENT. §1. Judicial power; courts
22 Section 1. The judicial power shall be vested in an integrated judicial
23 department consisting of a supreme court, such intermediate appellate
24 courts as may be provided by law, a superior court, such courts inferior to
25 the superior court as may be provided by law, and justice courts.

26 ¶25. Here again, we have the same separation of powers as is mandated by the
27 Constitution of the United States and as envisioned by Montesquieu. If anything, they
28 are more firmly stated and restated in the **Arizona Constitution** than in the Federal
Constitution.

¶26. Each branch of government, then, has its separate functions, of which neither of
the other two branches may *infringe* upon. The functions of the executive branch may
be determined by looking at the meaning of the word executive:

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The
Alternative To Dismiss."

Quote, "**Executive**, a. Having the quality of executing or performing; as executive power or authority; an executive officer. **Hence in government, executive is used in distinction from legislative and judicial.** The body that deliberated and enacts laws, is legislative; the body that judges or applies laws to particular cases, is judicial; **the body or person who carries the law into effect, or superintends the enforcement of them is EXECUTIVE.**" quote from Webster's New Twentieth Century Dictionary of the English Language, unabridged.

¶27. Thus it can be seen that the manner in which “**We The People’s**” government is intended to operate is for the Legislature to make the laws, the Executive Department, under the supervision of the Governor, to execute the laws, and the Judicial Department to apply the law to particular cases and act as referee and Judge between contending parties.

Public Prosecutors

¶28. *The execution of the laws includes administering the laws and ENFORCING THEM BY PROSECUTING THOSE WHO DO NOT COMPLY WITH THEM. In order for the Governor to have the power to prosecute those who fail to comply with the laws passed by the Legislature, the prosecutors must be under his supervision and therefore, **prosecutors must be appointed by him**. The Governor, **DOUG DUCEY**, must have the power to remove them from office if they **fail** to do his bidding, and he cannot do so, unless they fill an appointed office.*

¶29. Article V, Section 4 of the Arizona Constitution requires the Governor, DOUG DUCEY, to "... *take care that the laws be faithfully executed,*" a requirement he cannot fulfill without power over those who prosecute violators of law. The word "***PUBLIC PROSECUTOR***" is nowhere to be found in the Arizona Constitution!

¶30. Therefore, **Arizona's** Founding Fathers understood that a Natural Free and Independent Man or Woman was entitled to be prosecuted by a member of the

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

Executive Branch of government--- quote "**public prosecutor.**" This is supported by the definition of the word "prosecutor":

Quote, "Prosecutor: The public prosecutor is an officer appointed by the government to prosecute all offenses: he is the attorney general or his deputy," unquote (emphasis added) from Bouvier's Law Dictionary, 1914, page 2753.

¶31. *Interestingly enough, the words "**PROSECUTING ATTORNEY**" do not even exist in the law dictionaries of those times.*

¶32. The Mandate of **Article V, Section 4**, "*He [the Governor **DOUG DUCEY**] shall take care that the laws be faithfully executed,*" is clear and the Governor is raped of his responsibility and power **IF HE CANNOT APPOINT AND SUPERVISE** those who prosecute violators of the *laws of the de jure* "**The State of Arizona**".

¶33. The Governor, **DOUG DUCEY**, simply cannot perform the duties of his office. *He has absolutely **NO** power to discharge his duties as the de facto system is now functioning.* The Governor, **DOUG DUCEY**, *cannot* see that the laws are faithfully executed which is the clear mandate of **Article V, Section 4** of the Arizona Constitution. In *reality*, the Governor is refusing to either accept or carry out his responsibility, "*He shall take care that the laws be faithfully executed,*" as he has the power to appoint persons to positions required for him to execute his duties of office. The rule of the Common Law doctrine applies which states that when the Constitution **MANDATES A DUTY**, the Common Law provides the means to carry out that duty. In order for there to be a proper prosecution, At Law, *the Governor **MUST** appoint **PUBLIC PROSECUTORS** who are under Governor **DOUG DUCEY**'s supervision.*

“**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus*
COUNTY OF YAVAPAI: D-U-N-S number: **074472796**)
Attorneys Are “County Officers”

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 **NOT “State Officers”! They Are “Elected” By The “COUNTY OF**
2 **YAVAPAI™”** (spelled in all uppercase letters,
3 ***alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796)!**

4 ¶34. The ***de facto*** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,
5 ***alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796)** Attorneys exist
6 as a result of **Article XII. COUNTIES. §3. County officers; election; term of office**
7 **Section 3 of the Arizona Constitution**, which, reads as follows:

8 Quote, “**§3. County officers; election; term of office Section 3.** There are
9 hereby created in and for ***each organized county of the state the following***
10 ***officers*** who shall be elected by the qualified electors thereof: a sheriff, **A**
11 **COUNTY ATTORNEY**, a recorder, a treasurer, an assessor, a
12 superintendent of schools and at least three supervisors, each of whom
13 **SHALL BE ELECTED** and hold his office for a term of four (4) years
14 beginning on the first of January next after his election, which number of
15 supervisors is subject to increase by law...” end quote.

16 “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,
17 ***alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796)**

18 ¶35. Since the existence of the Prosecuting Attorney for the de jure County is
19 authorized in **Article XII of the Constitution**, which is headed “**COUNTIES**”; the
20 Prosecuting Attorney for the de jure county is **NOT** the “Public Prosecutor” for the de
21 jure “State of Arizona”, which **MUST BE** a member of the Judicial Department, any
22 Attorney, has a “Title of Nobility” who is **AN OFFICER OF THE COURT. NOT** a
23 “Public Prosecutor” for the State of Arizona!!! Private Prosecutors, who are
24 Attorneys, **CANNOT** serve two masters!

25 ¶36. According to **Article V, Section 18** of the Constitution, the Legislature has the
26 responsibility of assigning the duties of the County Prosecuting Attorney. They have
27 done so in ***Title 11 – Counties. Chapter 3 – County Officers. Article 6. County***
28 ***Attorney Arizona Revised Statutes Powers and duties; definition §11-532***, among the

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 duties assigned are the prosecutions of all cases, criminal and civil, to Superior or
2 Other Courts in which “**We The People**” the State, or County are a party to or have an
3 interest in.

4 ¶37. Title 11 – Counties. Chapter 3 – County Officers Article 6. **County Attorney**
5 *Arizona Revised Statutes Powers and duties; definition §11-532 [in part].*

6 A. The county attorney is the public prosecutor of *[belonging to]* the
7 county and shall:

- 8 1. Attend the superior and other courts within the county and
9 conduct, on behalf of the state, all prosecutions for public
10 offenses.
- 11 2. Institute proceedings before ***MAGISTRATES*** for the arrest of
12 persons charged with or reasonably suspected of public offenses
13 when the county attorney has information that the offenses have
14 been committed.
- 15 3. If not engaged in criminal proceedings in the superior court,
16 attend on the magistrates in cases of arrest if required by them,
17 and attend before and give advice to the grand jury.
- 18 4. Draw indictments and information’s *[which are for corporation*
19 *fictitious entities etc.]*, defend actions brought against the county
20 and prosecute actions to recover recognizances forfeited in courts
21 of record and actions for recovery of debts, fines, penalties and
22 forfeitures accruing to the state or county.
- 23 5. Deliver receipts for monies or property received in the County
24 Attorney's official capacity and file duplicate receipts with the
25 clerk of the board.
- 26 6. On the first Monday of January, April, July and October in each
27 year, file with the board of supervisors an account, ***VERIFIED***
28 ***BY OATH***, of all monies received in the county attorney's
official capacity ***[NOT as a civil officer of the state]*** during the
preceding three months, and at the same time pay it to the *county*

1 *treasurer [this is NOT paid into the state treasury under the*
2 *Executive Branch].*

3 **Legal Authority – County Attorney.**

4 ¶38. The Arizona State Constitution, under Article 12, Section 3, provides for each
5 county a number of elected officials, among them a “COUNTY ATTORNEY”. The
6 power and duties of all Arizona County Attorneys is under Article 12, Section 4. §4.
7 **County officers; duties, powers, and qualifications; salaries.** Section 4. The duties,
8 powers, and qualifications of such officers [*county officers NOT state officers*] shall
9 be *as prescribed by law*. The board of supervisors of each county is hereby empowered
10 to fix salaries for all county and precinct officers within such county [*salaries are fixed*
11 *by the board of supervisors not Governor DOUG DUCEY of the Executive*
12 *Department*] for whom no compensation is *provided by law*, and the salaries so fixed
13 shall remain in full force and effect *until changed by general law.*”

14 ¶39. The power and duties of *the de facto* “COUNTY OF YAVAPAI™” (spelled in
15 all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
16 074472796). Private Prosecutor Attorneys are enumerated throughout Arizona’s
17 Revised Statutes; specifically A.R.S. §11-401; A.R.S. §11-531 et seq.

18 ¶40. The *de facto* “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,
19 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney is the
20 CHIEF PROSECUTOR FOR THE de facto “COUNTY OF YAVAPAI™” (spelled
21 in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
22 074472796) as an Officer of the court [*the de facto* “COUNTY OF YAVAPAI™”
23 (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S
24 number: 074472796) *Attorney is not a prosecutor for Governor DOUG DUCEY of*
25 *the Executive Department*], Attorney SHELIA POLK as well as assistant Deputy
26 Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY,
27 GEORGE RODRIGUEZ, are “COUNTY OF YAVAPAI™” (spelled in all

28 Michael Willis Chase’s “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
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1 uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
2 **074472796**) Attorneys, who are *Private* Prosecutor, are **NOT** Officer of a Judicial
3 Department, **NOT** a Public Prosecutor for the *de jure* “**The State of Arizona**” (spelled
4 in upper and lowercase letters) Executive Department, and according to **A.R.S. §11-**
5 **531,**

6 “No person shall be eligible for the office of county attorney unless he is an
7 **ATTORNEY AT LAW,** licensed and in good standing in this state.”

8 ¶41. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
9 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney is
10 responsible for prosecuting all felonies that occur in *the de facto* “**COUNTY OF**
11 **YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI:
12 D-U-N-S number: **074472796**) and all misdemeanors that occur in unincorporated
13 areas. In addition, *the de facto* “**COUNTY OF YAVAPAI™**” (spelled in all
14 uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
15 **074472796**) Attorney serves as legal counsel for *the de facto* “**COUNTY OF**
16 **YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI:
17 D-U-N-S number: **074472796**) Board of Supervisors and all *de facto* “**COUNTY OF**
18 **YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI:
19 D-U-N-S number: **074472796**) departments.

20 ¶42. ARTICLE V. EXECUTIVE DEPARTMENT. §1. Executive department;
21 *state officers*; terms; election; residence and office at seat of government; duties.
22 Section 1. A. The executive department **SHALL** consist of the governor, secretary of
23 state, state treasurer, attorney general, and superintendent of public instruction, each of
24 whom shall hold office for four years beginning on the first Monday of January, 1971
25 next after the regular general election in 1970.

26 ¶43. ARTICLE V. EXECUTIVE DEPARTMENT. §3. Governor, commander-in-

27
28 Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 **chief of the military forces. Section 3.** The governor shall be commander-in-chief of
2 the military forces of the state, except when such forces shall be called into the service
3 of the United States.

4 ¶44. **ARTICLE V. EXECUTIVE DEPARTMENT. §4. Governor; powers and**
5 **duties; special sessions of legislature; message and recommendations. Section 4.**

6 The governor [*DOUG DUCEY*] shall transact all executive business with the officers
7 of the government, civil and military, and may require information in writing from the
8 officers in the executive department upon any subject relating to the duties of their
9 respective offices. **HE SHALL TAKE CARE THAT THE LAWS BE**
10 **FAITHFULLY EXECUTED.** He may convene the legislature in extraordinary
11 session. He shall communicate, by message, to the legislature at every session the
12 condition of the state, and recommend such matters, as he shall deem expedient.

13 ¶45. **“ARTICLE VI. JUDICIAL DEPARTMENT. §25. Style of process; conduct**
14 **of prosecutions in name of state.** Section 25. The style of process shall be the **"The**
15 **State of Arizona"** (spelled in upper and lowercase letters), and prosecutions shall be
16 conducted in the name of the state and by its authority.” [*What is the name of the*
17 *State? "The State of Arizona" (spelled in upper and lowercase letters).].*

18 ¶46. Therefore, the situation now exists in the courtroom where *a Defendant is NOT*
19 *only being prosecuted by, the de facto* **“COUNTY OF YAVAPAI™”** (spelled in all
20 uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
21 **074472796) Attorney who is an Officer of the court, a member of the Judicial**
22 **Department, but also being judged and sentenced by a member of that SAME**
23 **Judiciary Department. WHERE IS THE SEPARATION OF THE EXECUTIVE**
24 **AND JUDICIAL DEPARTMENTS? THERE IS NO SEPARATION! THIS**
25 **SITUATION IS** contrary to **“The Doctrine of the Separation of Powers”** and
strongly resembles the *Tyrannical Star Chamber proceedings in England of old.*

26 ¶47. The *de facto* **“COUNTY OF YAVAPAI™”** (spelled in all uppercase letters,

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28

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney,
2 SHEILA POLK, *de facto style of process* is in all uppercase “**COUNTY OF**
3 **YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI:
4 D-U-N-S number: **074472796**) NOT the *style of process* of the *de jure* Arizona
5 Constitution at “**ARTICLE VI. JUDICIAL DEPARTMENT. Section 25.** The *de*
6 *jure style of process* shall be “**The State of Arizona**” (spelled in upper and lowercase
7 letters), and prosecutions shall be conducted in the name of the state and by its
8 authority.”

9 ¶48. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
10 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) *style of process*
11 is *foreign* venue to the *de jure* Arizona Constitution.

12 ¶49. When *the de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase
13 letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**)
14 Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY
15 KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ,
16 prosecutes a criminal case, they not only violate the State Constitution by usurping
17 duties properly belonging to the Executive Branch, but also *violates* the Doctrine of the
18 *Separation of Powers* all of which dissolves the governmental structure under *John*
19 *Locke Doctrine* according to the *Law of Nations*. Prosecutions in the *de facto* foreign
20 corporate name “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias*
21 *dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) are foreign
22 jurisdictions to the *de jure* mandated venue and name “**The State of Arizona**” (spelled
23 in upper and lowercase letters). The *de facto* “**COUNTY OF YAVAPAI™**” (spelled
24 in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
25 **074472796**) Officers Are NOT “State Officers”!

26 ¶50. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
27 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) ATTORNEY

28 Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
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Alternative To Dismiss.”

1 **SHEILA POLK, DOES NOT REPRESENT the de jure “County”, NOR the de jure**
2 **“The State of Arizona” (spelled in upper and lowercase letters) IN CRIMINAL**
3 **MATTERS, the jurisdiction is some corporate foreign venue! The Constitution of**
4 **“The State of Arizona” provides in Article XII, Section 3 for the election of specific**
5 **County officers.**

6 **ARTICLE XII. COUNTIES. §3. County Officers; election; term of**
7 **office.** Section 3. There are hereby created in and for each organized county
8 of the state the following Officers who shall be elected by the qualified
9 electors thereof: a sheriff, **A COUNTY ATTORNEY**, a recorder, a
10 treasurer, an assessor, a superintendent of schools and at least three
11 supervisors, each of whom shall be elected and hold his office for a term of
four (4) years beginning on the first of January next after his election,
which number of supervisors is subject to increase by law.

12 ¶51. There are other problems with Private Prosecuting Attorneys representing the de
13 facto “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus*
14 **COUNTY OF YAVAPAI: D-U-N-S number: 074472796**) and the de jure “State of
15 Arizona” in criminal matters. The Constitution clearly states the Office of Prosecuting
16 Attorney is a **County Office**:

17
18 **"ARTICLE XII. COUNTIES. §3. County officers; election; term of**
19 **office.** Section 3. -- The Officers of a county are:

- 20 1. A Sheriff.
 - 21 2. A County Attorney.
 - 22 3. A Recorder.
 - 23 4. A Treasurer.
 - 24 5. An Assessor.
 - 25 6. A Superintendent of Schools and at least three supervisors.
- (Note added: See Title of Nobility Exhibit)

26 ¶52. **COUNTY™** the Legislature has clearly decreed by legislative fiat that the
27 **“COUNTY™”** Attorney is a County Officer, **NOT** A STATE OFFICER. The

28

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
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Legislature has not only violated the Constitution in designating the County Attorney as an Officer of the County, but also by designating the Justices of the Peace as County Officers.

¶53. “ARTICLE VI. JUDICIAL DEPARTMENT §32 Justices of the peace and inferior courts; jurisdiction, powers and duties; terms of office; salaries. Section 38. A. The number of justices of the peace to be elected in precincts shall be as provided by law. Justices of the peace MAY be police justices of incorporated cities and towns. B. The jurisdiction, powers and duties of courts inferior to the superior court and of justice courts, and the terms of office of judges of such courts and justices of the peace shall be as provided by law. *The legislature may classify COUNTIES and PRECINCTS for the purpose of fixing salaries of judges of courts inferior to the superior court and of justices of the peace.*”

¶54. The salary of the COUNTY™ Attorney is determined by the Legislature, yet discharged in illegal “Bills of Credit” by the COUNTY™, presumably because the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorneys are by statute COUNTY officers. However, even though the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, all being Attorneys, all being Officers of the Court, are supposedly Executive Officers under the direction and control of the EXECUTIVE DEPARTMENT, Governor DOUG DUCEY of the *de jure* “The State of Arizona” (spelled in upper and lowercase letters), yet the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorneys, Magistrates and Judges salaries are budgeted and *discharged in illegal “Bills of Credit” by the de facto* “COUNTY OF

Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**), **NOT the de jure “The State of Arizona”** (spelled in upper and lowercase letters) by and through the **EXECUTIVE** nor **JUDICIAL DEPARTMENTS!** The salary of a Magistrates or Judges of the Justice Courts are budgeted and paid by the *de facto* “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). **NOT** by the **JUDICIAL DEPARTMENT**, but by the “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). The **INCONSISTENCY IS STRIKING**. Where is the “*separation of powers*” mandated in the Constitution? The *de facto* “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney **SHELIA POLK** as well as assistant Deputy Attorneys; **KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ**, as well as Attorney Judge “**JOHN NAPPER™**” (*alias dictus* JOHN NAPPER LLC: D-U-N-S number **839377707**) is paid by the *de facto* “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). **NOT** the Executive **NOR** the Judicial Departments of the *de jure* “The State of Arizona” (spelled in upper and lowercase letters)!

¶55. The Constitution of “The State of Arizona” (Spelled in upper and lowercase letters): “**ARTICLE II. DECLARATION OF RIGHTS §3. Supreme law of the land. Section 3. The Constitution of the United States is the supreme law of the land.**”

Article I, Section 10, Clause 1: "No state shall ...; emit *Bills of Credit*; make any Thing but gold and silver Coin a Tender in Payment of Debts...”

¶56. Who *directs, controls and finances* the *de facto* “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S

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number: **074472796**) Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ operation? *The Arizona state treasurer* **ARLO GENE DAVIS** of the *de jure* “The State of Arizona” pay them in gold and silver coin? If **NOT**, are they discharged in “*bills of credit*” by the *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) treasurer **ARLO GENE DAVIS**, which is a violation of the Federal Constitution?

¶57. Declarant alleges that the *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, *are exacting debased coinage and IMF obligations, belonging to alien foreigners*. Who direct, control, finances and subsidizes their operations because they are **NOT** paid in gold and silver *coinage*, and such that they are dealing in *maritime* rehypothecated debt credit outside the limits of the *de jure* government. Their *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) corporate powers are foreign!

¶58. IT IS THE SWORN DUTY OF JUDGES, MAGISTRATES AND COMMISSIONS TO UPHOLD THE CONSTITUTION, AND WHENEVER A CONFLICT EXISTS BETWEEN STATUTE AND CONSTITUTIONAL RIGHTS, IT IS THEIR DUTY TO RULE IN FAVOR OF CONSTITUTIONAL RIGHTS.

¶59. *It is also the sworn duty of the de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney to uphold the Constitution and therefore the *de facto*

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1 “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY
2 OF YAVAPAI: D-U-N-S number: **074472796**) Attorney **MUST withdraw from all**
3 **criminal cases** against Natural Flesh and Blood men and women, as she is not a
4 member of the Executive Branch of government. **SHELIA POLK DOES NOT**
5 **REPRESENT THE de jure “The State of Arizona”** (spelled in upper and lowercase).
6 The **de facto** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias*
7 *dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney SHELIA
8 POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE;
9 STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ represents
10 some FOREIGN CORPORATE PRIVATE VENUE, some **de facto** FOREIGN
11 CORPORATE JURISDICTION to the **de jure**.

12 The **de facto** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias*
13 *dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney and
14 Deputy “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus*
15 COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorneys.

16 ¶60. Declarant **DENIES** that the **de facto** “COUNTY OF YAVAPAI™” (spelled in
17 all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
18 **074472796**) Attorney SHELIA POLK as well as assistant Deputy Attorneys;
19 KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE
20 RODRIGUEZ **represent the de jure “The State of Arizona”** (spelled in upper and
21 lowercase). **The de jure governmental structure has been dissolved as a matter of**
22 **Public Law. “Relinquishment of Sovereignty” has occurred.** Declarant herein files
23 the evidence by Declared Witnessed Testimony. (See: “Exhibit A – Dissolution of
24 the Governmental Structure Legal Support - Points And Authorities”), filed
25 stamped on the record in support of this motion. (See: “Exhibit B – “Admissions”
26 to Practice Law in this Court”) filed in support of this “Declared Witnessed
27 Testimony”, “Notice & Command For Court Order Regarding Brief In Support Of

28 Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The
Alternative To Dismiss.”

1 Demand For Executive Public Prosecutors” and “Demand For Executive Public
2 Prosecutors Or In The Alternative To Dismiss”, file stamped on the record in support
3 of this motion. (See: “Exhibit C - “Occupational Licensing is a Title of Nobility”)
4 filed in support of this “Admissions” to Practice Law in this Court”) filed in
5 support of this “Declared Witnessed Testimony”, “Notice & Command For Court
6 Order Regarding Brief In Support Of Demand For Executive Public Prosecutors” and
7 “Demand For Executive Public Prosecutors Or In The Alternative To Dismiss”, file
8 stamped on the record in support of this motion.

9 ¶61. The de jure “The State of Arizona” (spelled in upper and lowercase letters) is
10 NOT bringing this action against the Defendant on behalf of “We The People”, the de
11 jure. The de jure “The State of Arizona” (spelled in upper and lowercase letters)
12 relinquished it’s de jure sovereign character. How? When the de facto “COUNTY
13 OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF
14 YAVAPAI: D-U-N-S number: 074472796) Attorney SHELIA POLK as well as
15 assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY;
16 GREG M, ASAY, GEORGE RODRIGUEZ, as well as Attorney Judge “JOHN
17 NAPPER™” (*alias dictus* JOHN NAPPER LLC: D-U-N-S number 839377707) are
18 exacting corporate notes and obligations they operate in a private character. This case
19 is a private foreign law action, foreign to the de jure venue jurisdiction.

20 ¶62. The de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,
21 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney
22 SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE;
23 STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ have NO
24 standing as a member of the de jure Executive Branch of government. *They are, in*
25 *fact, simply officials of a quasi governmental municipal corporation acting on*
26 *behalf of the foreign corporation the de facto “STATE OF ARIZONA™” (spelled in*
27 *all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number

28 Michael Willis Chase’s “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The
Alternative To Dismiss.”

072459266) is a private law action, NOT the de jure "The State of Arizona" (spelled in upper and lowercase letters). Since The de facto "COUNTY OF YAVAPAI™" (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, ARE MEMBERS OF A CORPORATION, AND NOT MEMBERS OF the de jure EXECUTIVE BRANCH OF GOVERNMENT. THEY HAVE NO STANDING IN the de jure COURTS IN CRIMINAL CASES AGAINST THIS DEFENDANT. See Title 22 – Foreign Relations and Intercourse – United States Code §286(e); THIS is why Attorney Judge "JOHN NAPPER™" (*alias dictus* JOHN NAPPER LLC: D-U-N-S number 839377707) is NOT recognizing the Constitutions, both state and federal. Attorney SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, and Attorney Judge "JOHN NAPPER™" (*alias dictus* JOHN NAPPER LLC: D-U-N-S number 839377707) are operating as a foreign corporation which is international, which is a MISREPRESENTATION and DEFRAUDING the court, the jury and this Accused/Declarant/Defendant. They are AGENTS of FOREIGN PRINCIPALS who MSUT have FOREIGN AGENT REGISTRATIONS.

¶63. Nowhere in statute is there a provision giving capacity to the de facto "COUNTY OF YAVAPAI™" (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: 074472796) to act in the behalf of the de jure "The State of Arizona" (spelled in upper and lowercase letters) in criminal cases. The wording "sue and be sued" obviously gives the de jure County the capacity to appear in court in civil matters in behalf of the de jure County, but that CANNOT be construed to provide capacity to appear in behalf of the de facto "STATE OF

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

1 **ARIZONA™** (spelled in all uppercase letters, *alias dictus* STATE OF ARIZONA:
2 D-U-N-S number **072459266**).

3 ¶64. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
4 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) in enforcing its
5 ordinances and regulations against its *subjects* (commerce, trade, and industry) should
6 be civil, ***NOT*** criminal, and then the *de facto* “**COUNTY OF YAVAPAI™**” (spelled
7 in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
8 **074472796**) would have *standing* in the courts.

9 ¶65. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
10 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) does have a
11 police force, which has been granted statutory authority to enforce the laws of the
12 state. The *de facto* “**COUNTY OF YAVAPAI™**” (spelled in all uppercase letters,
13 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) *policemen have*
14 *the authority to arrest, but this does NOT provide any power to the de facto*
15 *“COUNTY OF YAVAPAI™” (spelled in all uppercase letters, alias dictus COUNTY*
16 *OF YAVAPAI: D-U-N-S number: 074472796) to prosecute in the name of the de*
17 *jure “The State of Arizona” (spelled in upper and lowercase letters). Criminal*
18 *prosecutions MUST be on behalf of “We The People” of the de jure “The State of*
19 *Arizona” (spelled in upper and lowercase letters). Since the de facto “COUNTY OF*
20 *YAVAPAI™” (spelled in all uppercase letters, alias dictus COUNTY OF YAVAPAI:*
21 *D-U-N-S number: 074472796) is merely a quasi governmental municipal corporation*
22 *within the de jure “The State of Arizona” (spelled in upper and lowercase letters).*
23 *The de facto CANNOT possess Executive Powers of the de jure 'The State of*
24 *Arizona”. Therefore, the de facto “COUNTY OF YAVAPAI™” (spelled in all*
25 *uppercase letters, alias dictus COUNTY OF YAVAPAI: D-U-N-S number:*
26 *074472796) CANNOT represent “We The People” of the de jure “The State of*
27 *Arizona” (spelled in upper and lowercase letters) in this court.*

28

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Republican Form of Government

¶66. The foreign corporate de facto “STATE OF ARIZONA™” (*spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266)™ DOES NOT provide “We The People”, the free and independent Citizens, a republican form of government as:

1. The Governor has abrogated his Constitutionally mandated duty to “see that the laws are faithfully executed.”
2. The Legislature has exceeded its Constitutional authority by assigning executive duties to members of the Judicial Department of government.

¶67. There is also the question of the “party of interest”. *Is the de jure “The State of Arizona” (spelled in upper and lowercase letters) the party of interest in this criminal action? Or is the foreign corporate de facto “STATE OF ARIZONA™” (spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) *the party of interest in this criminal action? Or is some foreign and alien power, who declared war against Americans “We The People”, the party of interest in this criminal action. Declarant DENIES the de facto “STATE OF ARIZONA™” (spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) *is the de jure “The State of Arizona” (spelled in upper and lowercase letters)!*

¶68. Declarant alleges that, *the de jure “The State of Arizona” (spelled in upper and lowercase letters)* has been overthrown, in fact, and has been dissolved as a matter of Public Law; that the de facto “STATE OF ARIZONA™” (*spelled in all uppercase letters, alias dictus* STATE OF ARIZONA: D-U-N-S number 072459266) government, as it currently exists and functions, based on witnesses, evidence and testimony, intents and purposes is to DEFRAUD the Citizens, “We The People”, of a lawful form of de jure republican government and that there is an ongoing

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1 **CONSPIRACY** causing the *Inalienable Perfect Rights* of the Declarant, as well as all
2 American Citizens, **“We The People”**, to be **VIOLATED**.

3 Conclusion

4 ¶69. Therefore, **NEITHER** the **de facto** “COUNTY OF YAVAPAI™” (spelled in all
5 uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
6 **074472796**) Attorney SHELIA POLK as well as assistant Deputy Attorneys;
7 KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE
8 RODRIGUEZ, have authorization to appear in court to represent the *de jure* “**The**
9 **State of Arizona**” (spelled in upper and lowercase letters) in the capacity of
10 Prosecutors of public offenses in criminal forms. Such a practice, even if provided for
11 by statute, is a bold violation of the “*Separation of Powers*” doctrine, and is a
12 **TYRANNICAL ABRIDGMENT** of the provisions of **the de jure** Arizona Constitution
13 concerning *due process of law*, *equal protection* and *separation of powers*.

14 ¶70. **THE DECLARANT'S INALIENABLE PERFECT RIGHTS TO**
15 **CONSTITUTIONAL GOVERNMENT ARE NOT SECURED IN THIS DE FACTO**
16 **COURT DUE TO THESE FALLACIOUS PRACTICES !!!**

17 ¶71. The **de facto** “COUNTY OF YAVAPAI™” (spelled in all uppercase letters,
18 *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney
19 SHELIA POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE;
20 STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, are at best
21 **imposters**, who are **NOT** *de jure* state officers, and they **MUST BE** in the Defendant's
22 chair.

23 ¶72. Therefore, due to the **CONFLICT OF ALLEGIANCE**, **CONFLICT OF LAW**,
24 and **CONFLICT OF INTEREST**, **the de facto** “COUNTY OF YAVAPAI™”
25 (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S
26 number: **074472796**) Attorney SHELIA POLK as well as assistant Deputy
27

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1 Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY,
2 GEORGE RODRIGUEZ, are not government. They are IMPERSONATING and
3 DEFRAUDING the de jure court, and this Defendant as well as any jury. They have
4 denied this Defendant knowing the true nature of the dissolution of the government in
5 their own public records, and also these false accusations against me in violation of
6 Title 18 United States Code §912, which is a FELONY.

7 TITLE 18—CRIMES AND CRIMINAL PROCEDURE

8 §912. Officer or employee of the United States

9 Whoever falsely assumes or pretends to be an officer or employee acting
10 under the authority of the United States or any department, AGENCY or
11 officer thereof, and acts as such, or in such pretended character demands
12 or obtains any money, paper, document, or thing of value, SHALL be
fined under this title or imprisoned not more than three years, or both.

13 ¶73. THEREFORE, the Declarant COMMANDS the de facto Court to NOT allow
14 the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, alias
15 dictus COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney SHELIA
16 POLK as well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE
17 SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, to represent “We The
18 People” of the de jure “The State of Arizona” (spelled in all upper and lowercase
19 letters) in this case. Only a duly appointed member of the Executive Branch of the de
20 jure government MUST prosecute! The de facto Court MUST NOT allow the
21 proceedings to move forward with agents who are Attorneys, holding “Titles of
22 Nobility” (See: Exhibit C) who are Officers, of the Judiciary, NOT the Executive
23 Branch. They are employees of the de facto “COUNTY OF YAVAPAI™” (spelled in
24 all uppercase letters, alias dictus COUNTY OF YAVAPAI: D-U-N-S number:
25 **074472796**) who are falsely representing “We The People” of the de jure “The State

26
27
28 Michael Willis Chase's “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The Alternative To Dismiss.”

1 of Arizona" (spelled in all upper and lowercase letters) in this criminal action against a
2 *Natural Free and Independent Flesh and Blood Man* before the "bar".

3 ¶74. THEREFORE, *the Declarant moves the de facto Court to NOT allow the de*
4 *facto "COUNTY OF YAVAPAI™" (spelled in all uppercase letters, alias dictus*
5 *COUNTY OF YAVAPAI: D-U-N-S number: 074472796) Attorney SHELIA POLK,*
6 *under statute, the "COUNTY OF YAVAPAI™" (spelled in all uppercase letters, alias*
7 *dictus COUNTY OF YAVAPAI: D-U-N-S number: 074472796) is a *servant* and*
8 **employee* of the de facto "COUNTY OF YAVAPAI™" (spelled in all uppercase*
9 *letters, alias dictus COUNTY OF YAVAPAI: D-U-N-S number: 074472796), but*
10 *NOT an Officer of the State. SHELIA POLK is a "public officer," in the sense that,*
11 *by provision of the de facto "COUNTY OF YAVAPAI™" (spelled in all uppercase*
12 *letters, alias dictus COUNTY OF YAVAPAI: D-U-N-S number: 074472796)*
13 *ordinances, as well as statute, she has to perform certain prescribed, definite duties to*
14 *the *public*, but that she is NOT a State Officer. *There are five elements that are**
15 **indispensable in any position of public employment, in order to make it a public**
16 **office of a civil nature:**

17 (1) A State Officer MUST be created by the Constitution or by the
18 Legislature or created by a municipality or other body through authority
19 conferred by the Legislature;

20 (2) A State Officer MUST possess a delegation of a portion of the
21 *sovereign* power of government, to be exercised for the benefit of the
22 public;

23 (3) The powers conferred, and the duties to be discharged, MUST be
24 defined, directly or impliedly, by the Legislature or through legislative
25 authority;

26 (4) *A State Officer's duties MUST be performed independently and*
27 *without control of a superior officer or body;*

28 (5) A State Officer MUST have some permanency and continuity, and not
be only temporary or occasional. In addition, in the de jure "The State of
Arizona," (spelled in upper and lowercase letters) an officer MUST take
and file an official oath, hold a commission or other written authority, and
give an OFFICIAL BOND.

(Read: Supreme Court of Montana. *STATE ex rel. BARNEY verses HAWKINS*, Secretary of State, et al. No. 6148, June 24, 1927, Cite as: 257 P. 411).

¶75. THEREFORE, the Declarant holds that SHELIA POLK does NOT hold a civil office under the de jure “The State of Arizona” (spelled in upper and lowercase letters); that the position she holds, being a the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Officer, does NOT possess a “delegation of a portion of the sovereign power of government”. Declarant alleges that SHELIA POLK, is the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Officer and *employee*; holding a position of *employment*, terminable at the pleasure of the *employing power*, the Board of Supervisors.

¶76. THEREFORE, the Declarant alleges that SHELIA POLK has NO POWERS PROPERLY BELONGING TO THE JUDICIAL OR EXECUTIVE DEPARTMENT of the de jure “The State of Arizona” (spelled in upper and lowercase letters) government. SHEILA POLK is wholly SUBJECTED TO the power of the Board of Supervisors, and, having NO POWERS DELEGATED from the Executive NOR Judicial Departments, she can exercise NONE; and therefore her appointment as the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney was violative of Article III of the Constitution:

“ARTICLE III. DISTRIBUTION OF POWERS.

Distribution of Powers.

The powers of the government of the state of Arizona shall be divided into three separate departments, the legislative, the executive, and the judicial; and, except as provided in this constitution, *such departments shall be*

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1 *separate and distinct, and no one of such departments shall exercise the*
2 *powers properly belonging to either of the others.*

3 ¶77. THEREFORE, the Declarant alleges that SHELIA POLK is violating Article
4 III of the Constitution, the very principles of liberty; that such depravity is fraud
5 against the *Laws of Nations* as well as *HUMANITY*. SHEILA POLK is *offending*
6 against the de jure Constitution, *offending* against the statutes, which are now
7 canceled for *FRAUD*.

8 ¶78. THEREFORE, the Declarant alleges that SHELIA POLK has NO POWERS
9 to represent “We The People” of the de jure “The State of Arizona” (spelled in
10 upper and lowercase letters) in this case. Only a duly appointed member of the
11 Executive Branch of the *de jure* government can bring this case. The Court MUST
12 NOT allow the proceedings to move forward with agents of the de facto “COUNTY
13 OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF
14 YAVAPAI: D-U-N-S number: **074472796**) who are *falsely* representing “We The
15 People” of the de jure “The State of Arizona” (spelled in upper and lowercase
16 letters) in this criminal action against a *Natural Free and Independent flesh and blood*
17 Man before the “bar”.

18 ¶79. THEREFORE, the Declarant moves the de facto Court to NOT allow the de
19 facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus*
20 COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney SHELIA POLK as
21 well as assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY;
22 GREG M, ASAY, GEORGE RODRIGUEZ, have NO delegation of power of the
23 sovereign power of the de jure state entrusted to them by the Executive NOR the
24 Judicial departments.

25 ¶80. Assistant Deputies of the de facto “COUNTY OF YAVAPAI™” (spelled in all
26 uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number:
27 **074472796**) assistant Deputy Attorneys; **KENNEDY KLAGGE; STEPHANIE**

28

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SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, their compensation, period of *employment*, and the details of their duties are NOT prescribed by law. Their duties are all matters of contract with the Board of Supervisors of the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**). They are NOT independent of any superior will or power. They are NOT officers of the de jure “The State of Arizona” (spelled in upper and lowercase letters). For the record, if they have taken an official *oath* that DOES NOT make there position an Office! They have NO delegation of power of *sovereignty*, NOR any executive or judicial power! As *employees*, they are the creatures of the Board of Supervisors. They are NOT in possession of any part of the *sovereign* power of the de jure “The State of Arizona” (spelled in upper and lowercase letters). An Office DOES NOT spring into existence spontaneously. It is brought into existence, either under the terms of the de jure Constitution, by legislative enactment, or by some municipal body, pursuant to authority delegate to an office. An Office MUST be created before it can be filled. Whoever created their positions CANNOT create an “Office”. Their positions were created, NOT by force of law, but by contracts of employment. The *employment* DOES NOT rise to the *dignity* of an Office. (Read: Supreme Court of Montana. *STATE ex rel. BARNEY verses HAWKINS*, Secretary of State, et al. No. 6148, June 24, 1927, Cite as: 257 P. 411).

¶81. NEITHER the de facto “COUNTY OF YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI: D-U-N-S number: **074472796**) Attorney, SHELIA POLK, NOR her co conspirators, assistant Deputy Attorneys; KENNEDY KLAGGE; STEPHANIE SANKEY; GREG M, ASAY, GEORGE RODRIGUEZ, represent “We The People” of the de jure “The State of Arizona” (spelled in upper and lowercase letters) in this case as a duly appointed members of the Executive Branch of the de jure government. The de facto COURT MUST NOT allow the proceedings to move forward with agents of the de facto “COUNTY OF

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1 YAVAPAI™” (spelled in all uppercase letters, *alias dictus* COUNTY OF YAVAPAI:
2 D-U-N-S number: 074472796) who are *falsely* representing “We The People” of the
3 *de jure* “The State of Arizona” (spelled in upper and lowercase letters) in this alleged
4 criminal action against a Natural Free and Independent Man before the “bar”.

5 **Verification.**

6 ¶82. Based upon Declarant’s truly and sincerely held *religious* education and training,
7 Declarant knows that the Word of our Creator prohibits the swearing of any *oath* or
8 *affirmation* or *signing* any paper “*under the penalty of perjury*” as these are *oaths*,
9 prohibited by our Creator as revealed through His *Holy* Word. Declarant quotes the
10 following declared evidence in *Holy* Scripture by the former tax-gather Matthew who
11 was well qualified to produce evidence. He records fully the discourses of Yahshua
12 ben Joseph and declares the following evidence: **The Apostle Matthew’s testimony**
13 **in the King James Version: Matthew 5:33-37**
14

15 “Again, ye have heard that it was to them of old time, Thou shalt ***NOT***
16 *forswear thyself, but shall perform unto the Lord thine oaths: But I say*
17 *unto you, ***SWEAR NOT AT ALL***; neither by the heaven; for it is the throne*
18 *of Yahweh; ***Nor*** by the earth; for it is the footstool of his feet; nor by*
19 *Jerusalem; for it is the city of the great King. Neither shalt thou swear by*
20 *thy head, because thou canst not make one hair white or black. But let your*
speech be, Yea, yea; Nay, nay; for whatsoever is more than these is of the
evil one.”

21 ¶83. I, Michael Willis Chase Declarant, am the identified party in the above
22 entitled “DECLARED WITNESSED TESTIMONY”, “BRIEF IN SUPPORT OF
23 NOTICE AND COMMAND FOR COURT ORDER REGARDING DEMAND
24 FOR EXECUTIVE PUBLIC PROSECUTORS”, and “DEMAND FOR PUBLIC
25 PROSECUTORS OR IN THE ALTERNATIVE TO DISMISS.” to Attorney
26 Judge “JOHN NAPPER™” (*alias dictus* JOHN NAPPER LLC: D-U-N-S number
27

28 Michael Willis Chase’s “Declared Witnessed Testimony”, “Brief in Support of Notice And Command For Court
Order Regarding Demand For Executive Public Prosecutors”, and “Demand For Public Prosecutors Or In The
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1 **839377707) By Asseveration, and know the contents thereof. I declare that the**
2 **above is correct and certain to the best of my knowledge.**

3 ¶84. Michael Willis Chase of the Chase Family, Principal Creditor for **MICHAEL**
4 **WILLIS CHASE™** herein declares:

- 5 1. **THAT** Michael Willis Chase is competent to state to the matters set forth
6 herein.
7 2. **THAT** Michael Willis Chase has personal knowledge of the facts stated
8 herein.
9 3. **THAT** all the ***FACTS*** stated herein are correct and certain to the best of
10 Michael Willis Chase's knowledge, are admissible as evidence, and if called
11 upon as a witnesses, Michael Willis Chase will testify to their veracity.
12 4. **THAT** Michael Willis Chase states the following facts;

13 ¶85. Based upon Michael Willis Chase of the Chase Family, Principal Creditor for
14 **MICHAEL WILLIS CHASE™** truly and sincerely held education and training, he
15 knows the *Word of Our Creator* prohibits the *swearing* to tell the truth by *oath* or
16 *affirmation* or *signing* any paper as these are *oaths prohibited* by *Scriptural Law*.
17 Petitioner quotes the following declared evidence in *Scriptural Law* by the former tax-
18 gather *Matthew* who was well qualified to produce evidence. He records fully the
19 discourses of *Yahshua ben Joseph* and declares the following evidence: **The Apostle**
20 **Matthew's testimony in the King James Version: Matthew 5:33-37**

21 *"Again, ye have heard that it was to them of old time, Thou shalt not*
22 *forswear thyself, but shall perform unto the Lord thine oaths: But I say*
23 *unto you, Swear not at all; neither by the heaven; for it is the throne of*
24 *Yahweh; Nor by the earth; for it is the footstool of his feet; nor by*
25 *Jerusalem; for it is the city of the great King. Neither shalt thou swear by*
26 *thy head, because thou canst not make one hair white or black. But let your*
27 *speech be, Yea, yea; Nay, nay; for whatsoever is more than these is of the*
28 *evil one."*

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

¶86. Further, Petitioner sets forth declared evidence in Scriptural Law by the Apostle James who was well qualified to produce evidence: **James, the Apostle and bond-servant of YAHWEH and of Yahshua ben Joseph as witness: James 5:12**

"But above all things, my brethren, swear not, neither by heaven, neither by the earth, nor by any this oath: but let your yea be yea; and your nay, nay; that ye fall not under judgment."

¶87. The undersigned Petitioner does here by declare that the preceding and the following statements are the facts, here by verified as he knows them, and are correct, and certain to the best of his knowledge.

Dated this 25th day of October, 2021.

Autograph: _____

Michael Willis Chase of the Chase Family,
Pro Se, Principal Creditor for
MICHAEL WILLIS CHASE™, which
is a Corporate Identity, a Legal Fiction in
all uppercase, a decedent. All rights reserved.

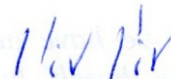
Seal

Deuteronomy 19:15 *"at the mouth of two witnesses or at the mouth of three witnesses shall the matter be established."*

WITNESSES:



Steven Lee McMillan - As Witness



I'iv I'iv - As Witness

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

CERTIFICATE OF SERVICE

I, Michael Willis Chase, do hereby certify that I hand-delivered an original copy of this correct and complete autographed and sealed instrument titled, **"DECLARED WITNESSED TESTIMONY", "BRIEF IN SUPPORT OF NOTICE AND COMMAND FOR COURT ORDER REGARDING DEMAND FOR EXECUTIVE PUBLIC PROSECUTORS", and "DEMAND FOR PUBLIC PROSECUTORS OR IN THE ALTERNATIVE TO DISMISS."** dated October 25, 2021 on October 25, 2021, to the YAVAPAI COURT CLERK located at, 120 South Cortez Street, Prescott, Arizona 86303. And, I hand-delivered an original copy of this correct and complete autographed and sealed instrument dated October 25, 2021 on October 25, 2021, to the COUNTY OF YAVAPAI prosecutors SHELIA POLK, KENNEDY KLAGGE, STEPHANIE SANKEY, GLEN M. ASAY, GEORGE RODRIGUEZ on behalf of the Plaintiff, OFFICE located at, 255 East Gurley Street, Prescott, Arizona 86301. Further, I, Michael Willis Chase, do hereby certify that I hand-delivered a file stamped copy of this correct and complete autographed and sealed instrument to Petitioner. Who holds the original of said instrument, file-stamped, as Michael Willis Chase's property.

Dated this 25th day of October, 2021.

Autograph: _____

Michael Willis Chase of the Chase Family,
Pro Se, Principal Creditor for
MICHAEL WILLIS CHASE™, which is a Corporate Identity, a Legal
Fiction in **all uppercase, a decedent**. All rights reserved.

**CERTIFICATE OF SERVICE
BY CERTIFIED MAIL.**

Further the undersigned, Michael Willis Chase do hereby certify that I hand-delivered original copies of this correct and complete signed and sealed **"DECLARED WITNESSED TESTIMONY", "BRIEF IN SUPPORT OF NOTICE AND COMMAND FOR COURT ORDER REGARDING DEMAND FOR EXECUTIVE PUBLIC PROSECUTORS", and "DEMAND FOR PUBLIC PROSECUTORS OR IN THE ALTERNATIVE TO DISMISS"**, dated the 25th day of October, 2021, to the United States Postal Service at 190 W. State Route 89A, Sedona, Arizona 86336 to the following parties by certified mail return receipt October 25, 2021.

Michael Willis Chase's "Declared Witnessed Testimony", "Brief in Support of Notice And Command For Court Order Regarding Demand For Executive Public Prosecutors", and "Demand For Public Prosecutors Or In The Alternative To Dismiss."

1 **“National Security Alert: Act of War Against The American People”**

2
3 *Served Via United States Postal Service Via U.S. Certified Mail #7021 1970 0002*
4 1150 5881

5 **Joseph Biden, Commander-In-Chief, 1600 Pennsylvania Ave NW, Washington, DC**
6 **20500-0003**

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9 **Lloyd J. Austin III, Secretary of Defense, 1000 Defense Pentagon, Washington, DC**
10 **20301-1000**

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13 **William J. Burns, Director of CIA, 1000 Colonial Farm Road, McLean, VA 22101**

14 *Served Via United States Postal Service Via U.S. Certified Mail #7021 1970 0002*
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16 **Christopher Wray, Director of FBI, 935 Pennsylvania Avenue, NW, Washington,**
17 **D.C. 20535-0001**

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20 **Merrick B. Garland, Honorable Attorney General, 950 Pennsylvania Avenue, NW,**
21 **Washington, DC 20530-0001**

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24 **Doug Ducey, Governor of Arizona, 1700 W. Washington Street, Phoenix, AZ 85007**

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26 1150 6048

27
28

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Mark Brnovich, Attorney General of Arizona, 2005 N Central Avenue, Phoenix, AZ 85004-2926

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Kyrsten Sinema, Senior Senator of Arizona, and Mark Kelly, Junior Senator of Arizona, 3333 E Camelback Rd, Unit 200, Phoenix, AZ 85018

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Congressman Tom O'Halleran, 211 N Florence St, Unit 1, Casa Grande, AZ 85122

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Congresswoman Ann Kirkpatrick, 1636 N Swan Rd, Unit 200, Tucson, AZ 85712

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Congressman Raúl Grijalva, 1412 N Central Ave, Avondale, AZ 85323

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Congressman Paul Gosar, 6499 S Kings Ranch Rd, Unit 4, Gold Canyon, AZ 85118

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Congressman Andy Biggs, 2509 S Power Rd, Unit 205, Mesa, AZ 85209

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Congressman David Schweikert, 14500 N Northsight Blvd, Unit 221, Scottsdale, AZ 85260

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1150 5997*

Congressman Ruben Gallego, 1601 N 7th St, Unit 310, Phoenix, AZ 85006

*Served Via United States Postal Service Via U.S. Certified Mail #7021 1970 0002
1150 6000*

Congresswoman Debbie Lesko, 12515 W Bell Rd, Unit 104, Surprise, AZ 85378

*Served Via United States Postal Service Via U.S. Certified Mail #7021 1970 0002
1150 6017*

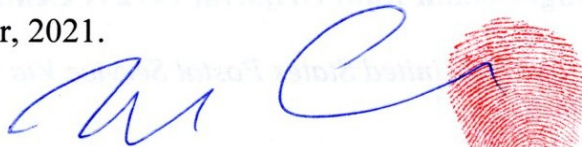
Congressman Greg Stanton, 2944 N 44th St, Unit 150, Phoenix, AZ 85018

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6024*

**Arizona Commission on Judicial Conduct, 1501 W. Washington Street, Suite 229,
Phoenix, AZ 85007**

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Dated this 25th day of October, 2021.



Michael Willis Chase of the Chase Family,
Pro Se, Principal Creditor for
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